

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-10480-RGS

SILAS CALHOUN AND EMILY )  
CALHOUN, INDIVIDUALLY, AND AS )  
PARENTS AND NEXT FRIENDS OF )  
ESTELLA CALHOUN, )  
 )  
Plaintiffs, )  
 )  
 )  
v. )  
 )  
UNITED STATES OF AMERICA, )  
ERIC C. DAUB, M.D. AND )  
MARIANNE SUTTON, M.D., )  
 )  
Defendants. )  
 )  
 )  
 )

**STIPULATION OF DISMISSAL AS TO MARIANNE SUTTON, M.D.**

Pursuant to the provisions of Fed. R. Civ. P. 41(a)(1)(ii), the plaintiffs hereby dismiss all of their claims against Marianne Sutton, M.D. with prejudice, without costs and waive all rights of appeal.

The Plaintiffs,  
**Silas and Emily Calhoun,**  
**Estella Calhoun,**  
By their attorneys,

The Defendant,  
**Marianne Sutton, M.D.,**  
By her attorneys,

/s/ Michael S. Appel  
Michael S. Appel, BBO# 543898  
Anthony V. Agudelo, BBO# 642260  
Sugarman, Rogers, Barshak & Cohen, P.C.  
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/s/ Paul R. Greenberg  
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The Defendant,  
**United States of America,**  
By its attorney,

/s/ Anton P. Giedt  
Anton P. Giedt  
Assistant U.S. Attorney  
United States Attorney's Office  
Moakley U.S. Courthouse, Suite 920  
1 Courthouse Way  
Boston, MA 02210

Dated: April 10, 2006